

MELINDA HAAG (CABN 132612)  
United States Attorney

MIRANDA KANE (CABN 150630)  
Chief, Criminal Division

SUSAN PHAN (CABN 241637)  
Special Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102  
Telephone: (415) 436-7200  
Facsimile: (415) 436-7234  
E-Mail: [Susan.Phan@usdoj.gov](mailto:Susan.Phan@usdoj.gov)

Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
JOSE LUIS DIAZ,  
Defendant.

No. CR 11-0489 WHA

**STIPULATION AND ~~PROPOSED~~  
ORDER EXCLUDING TIME UNDER 18  
U.S.C. § 3161**

The defendant appeared for his first status conference before this Court on August 30, 2011. The parties have agreed to exclude the period of time between August 30, 2011 to September 13, 2011, from any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the exclusion would allow the reasonable time necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that good cause exists, and that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

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STIPULATION & ~~[PROPOSED]~~ ORDER EXCLUDING TIME  
CR 11-0489 WHA

1 At the hearing, the Court made findings consistent with this agreement.

2 SO STIPULATED:

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4 MELINDA HAAG  
United States Attorney

5  
6 DATED: September 7, 2011

7 /s/  
\_\_\_\_\_  
SUSAN PHAN  
Special Assistant U.S. Attorney

8  
9 DATED: September 7, 2011

10 /s/  
\_\_\_\_\_  
RITA BOSWORTH  
Attorney for JOSE LUIS DIAZ

~~PROPOSED~~ ORDER

For the reasons stated above at the August 30, 2011 status conference, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from August 30, 2011 to September 13, 2011 is warranted and that good cause exists, and the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A).

IT IS SO ORDERED.

DATED: September 8, 2011.



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WILLIAM H. ALSUP  
United States District Judge